

12-26-07

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PTO/SB/21 (12-07)

Approved for use through 12/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/577,025
		Filing Date	October 25, 2004
		First Named Inventor	Foldvari, et al.
		Art Unit	1636
		Examiner Name	To Be Assigned.
Total Number of Pages in This Submission	7	Attorney Docket Number	58152-8001.US00

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Notification of Defective Response <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):		
<table border="1"><tr><td>Remarks</td><td>1. Return Receipt Postcard 2. Transmittal (1 page) 3. Response to Notification of Defective Response (2 pages) 4. A sequence Listing printout, floppy diskette, Matching Declaration Under 37 C.F.R §1.821 5. Copy of Notification of Defective Response (2 pages)</td></tr></table>			Remarks	1. Return Receipt Postcard 2. Transmittal (1 page) 3. Response to Notification of Defective Response (2 pages) 4. A sequence Listing printout, floppy diskette, Matching Declaration Under 37 C.F.R §1.821 5. Copy of Notification of Defective Response (2 pages)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Perkins Coie LLP		
Signature			
Printed name	Judy Mohr		
Date	December 21, 2007	Reg. No.	38,563

Express Mail Label: EM099802455US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Foldvari, *et al.*

APPLICATION No.: 10/577,025

I.A. FILING DATE: OCTOBER 25, 2004

FOR: **DNA DELIVERY WITH GEMINI CATIONIC
SURFACTANTS**

EXAMINER: To Be Assigned

ART UNIT: 1636

CONF. No: 2769

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. In response to the Notification of Defective Response mailed November 30, 2007 (copy enclosed), applicant submits the following:

☒ A Sequence Listing printout, floppy diskette (computer readable form),
Matching Declaration under 37 CFR § 1.821

2. Authorization for Extensions of Time Under 37 C.F.R. § 1.136 (a)(3)

Applicant petitions for an Extension of Time if necessary for timely filing of this Response. The Commissioner is authorized to treat this or any future reply requiring a Petition for Extension of Time under 37 C.F.R. § 1.136 (a)(3) for its timely submission as incorporating a petition therefor for the appropriate length of time. Please charge all required extension of time fees in this application to Deposit Account No. 50-2207.

3. Fee Payment:

☒ No fees are believed due with this response. However, the Commissioner is hereby authorized to charge any deficiency in payment or credit any overpayment to Deposit Account No. 50-2207.

Respectfully submitted,
Perkins Coie LLP

Date: 12.21.07

Judy M. Mohr
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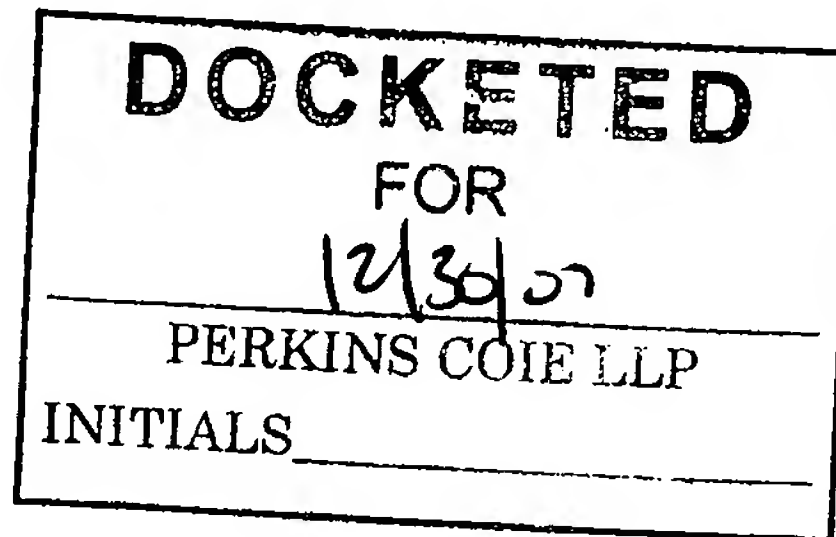


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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,025	Marianna Foldvari	581528001US00

22918
PERKINS COIE LLP
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INTERNATIONAL APPLICATION NO.	
PCT/CA04/01870	
I.A. FILING DATE	PRIORITY DATE
10/25/2004	10/24/2003

CONFIRMATION NO. 2769
371 FORMALITIES LETTER



Date Mailed: 11/30/2007

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 04/24/2006
- Copy of the International Search Report filed on 04/24/2006
- Copy of IPE Report filed on 04/24/2006
- Preliminary Amendments filed on 04/24/2006
- Oath or Declaration filed on 03/05/2007
- Biochemical Sequence Listing filed on 04/24/2006
- U.S. Basic National Fees filed on 04/24/2006
- Priority Documents filed on 04/24/2006
- Specification filed on 04/24/2006
- Claims filed on 04/24/2006
- Abstracts filed on 04/24/2006
- Drawings filed on 04/24/2006
- Paper nucleotide sequence listings filed on 04/24/2006

Applicant's response filed 03/05/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 01/03/2007 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR

1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216